

**NOT FOR PUBLICATION**

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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OLUWASEUN ADEKOYA,

Petitioner,

v.

CHARLES GREEN,

Respondent.

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Civil Action No. 17-6106 (JMV)

**OPINION**

**APPEARANCES:**

Oluwaseun Adekoya  
Essex County Correctional Facility  
354 Doremus Ave.  
Newark, NJ 07105  
Petitioner, *pro se*

BRYAN K. LONEGAN  
Office of Immigration Litigation  
United States Attorney's Office  
970 Broad Street  
Newark, NJ 07102  
On behalf of Respondent

**VAZQUEZ**, United States District Judge

Petitioner filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 on August 12, 2017. (ECF No. 1.) He alleges a violation of his right to due process based on prolonged pre-removal order detention in the custody of Immigration and Customs Enforcement at Essex County Correctional Facility since January 25, 2016. ("ICE"). (*Id.* at 2-3.)

Respondent submitted a letter response to the petition on November 13, 2017. (ECF No. 6.) Respondent does not object to a remand ordering an Immigration Judge to provide Petitioner

with a bond hearing, in accordance with 8 C.F.R. § 1003.19(c). The Court will, therefore, grant the habeas petition and order Respondent to provide Petitioner with a bond hearing. *See Chavez-Alvarez v. Warden York County Prison*, 783 F.3d 469, 478 (3d Cir. 2015) (due process requires that detention without bail pursuant to 8 U.S.C. § 1226(c) be limited to a reasonable period of time to further the goals of the detention statute.)

An appropriate Order follows.

Date: December 4, 2017  
At Newark, New Jersey

s/ John Michael Vazquez  
JOHN MICHAEL VAZQUEZ  
United States District Judge